

***EXHIBIT 5***

**MICHAEL SCACCIA**

**PO Box 9466  
Pahrump, NV 89060  
775.537.1134**

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Hon. Jim Gibbons, Chairperson  
Catherine Cortez Masto, Attorney General  
Ross Miller, Secretary of State

PLEASE READ THIS LETTER  
INTO THE RECORD

Dear Nevada Board of Prison Commissioners:

I am against the idea of importing inmates from other states to Nevada especially if they are to be moved from other places to for-profit prisons in Nevada.

Prisoners that are transported away from the vicinity of their crimes are more prone to illness, depression, escape and recidivism. Their families are saddled with hardship beyond the poverty to which they typically are already experiencing; hence visits to other far-away states become prohibitive. Inmates without visits from loved ones become bitter and susceptible to becoming hardened and prone to criminal activity upon release, falling in line as candidates for the three strikes law and life imprisonment, playing into prison for profit potential for profit. These privatized corporations become collaboration for the bottom line, sometimes purposefully or inadvertently becoming an entity with an agenda but without a heart. This can occur mostly because they are immune to discovery under the corporate veil unless lawsuits are made against them and subpoenas are issued from the courts.

For profit prisons make profit on some contracted beds, whether filled or not, allowing charges for unfilled beds while prisoners are in transport to or incarcerated in others of their private prisons with higher per diem rates, giving incentive to for-profits to ship prisoners (they are viewed as commodities) and to submit charges in two places, three if they own the transport company as Corrections Corporation does. In this respect I believe that the private prison trying to get into Pahrump is promoting a jet-ready airport in Pahrump in order to make this scenario even easier for them to ship and receive prisoners from anywhere in the world as their contract with Nye County now states although when they first came to Pahrump and Nye County they promised only federal prisoners awaiting appearance in Las Vegas would be detained in Pahrump.

For-profit prisons cost taxpayers more than the taxpayers can glean from the promises the for-profits make. Taxpayers of Pahrump of course are voters approximately 38,000 strong, whose tax revenues would be better spent on the water and sewer infrastructure that is lacking in Pahrump as

are traffic lights and the new style two way stop signs developed in Pahrump but insufficiently supplied and also lacking now in Pahrump. Pahrump has, it seems, an inordinate number of serious and fatal traffic accidents and lives could be saved with such improvements.

According to my research publicly run prisons do have their share of problems but privately run prisons have and create many more times as many problems for the taxpayer and also for the publicly run prisons including giving all public prisons and their better trained and generally more qualified corrections officers a bad name. For example, as a matter of record, privately run prisons have higher escape rates and so-called accidental escape rates, higher murder rates, higher riot, and rape rates and have cost Counties and Towns accordingly in lawsuit judgments in excess of many millions of dollars. And what happens when liability for physical and/or psychological personal injury or any grievance due to lack of medical preparedness, lack of riot fallout preparedness, escapee repercussions, rape, murder, and other crime-related charges are put upon municipalities in lawsuits charging those municipalities that must put out fires and get into the riot quelling when the riots reach the streets and homes and businesses? CCA's Development Agreement leaves Pahrump's and Nye County's coffers open as guilt is proven. Other hidden costs of private prisons are abundantly outlined in [www.privateci.org](http://www.privateci.org). Some examples are following:

"Insurance companies still end up paying, but government officials still find themselves spending time at depositions and trials. And the government is still held accountable in the public eye. Privatization was supposed to wash the stench of prisons off the government. But the stench is still there."

New Mexico Attorney Mark Donnatlli on private prison liability. The New Mexican, January 13, 2007

"The state had a contractual obligation to oversee the contract with these folks. The fact that you contract something out doesn't mean you wash your hands of responsibility. "

Bart Lubow of the Annie E. Casey Foundation on Maryland's lack of oversight at CSC's Hickey School. Baltimore Sun, May 27, 2004

"If a private company allows someone to get beat up or commit suicide, I can guarantee you that the county would be named in that lawsuit."

South Carolina Jail Administrators Association President Mark Fitzgibbons on contracting away prison liability. Beaufort Gazette, November 12, 2005

"CCA getting a three percent increase out of the state after threatening to remove CO inmates if the state didn't pay". The Daily Sentinel, March 11, 2008

**Excerpted from report published in the American Correctional Officer Media Report on Corrections Corporation of America:**

ESCAPES: the prison privatization industry houses approximately 96,000 inmates in what are considered to be secure housing institutions (institutions where inmates simply cannot walk off the grounds like they can in most halfway houses and many minimum security facilities). The California Department of Correction (CDC) houses approximately 150,000 inmates in such facilities. The California Correctional Peace Officer Association studied escapes from the private prison industry and the CDC over an eight-year period, 1995 – 2004, and found the following.

	# inmates	Escapes 95-04	Escapes per inmates
CDC:	150,000	12	1:12,500
Privateers:	96,000	319	1:300

So in the interests of the taxpayers of the County of Nye and the Town of Pahrump and their mutual future prosperity without the stigma of "Prison Town" where prices of homes will be competitive with the rest of the country when the recession is over and where people will stay and enjoy all the attributes that Pahrump and its pristine desert and mountains now have to offer, please do what you can to closely investigate all of the avenues available to stop private prisons in Nevada, before CCA brings in the unfortunate prisoners in their so-called care and charge, prone to recidivism. And please do not let them suck out both the multitude of extant good taxpayers and the silver out of the Silver State. Publicly run prisons incorporate much more rehabilitation. Please do a favor for those who want to be rehabilitated and a favor for the Nye County taxpayers. Keep out the for-profits and make the public prisons better.

All the best,

Michael Scaccia